
MINUTES OF THE CITY COUNCIL, CITY OF CONWAY, ARKANSAS

Conway, Arkansas
Tuesday, 6:30 pm
February 27, 2018

On this date the City Council of the City of Conway, Arkansas met in regular session. The following members being a quorum were present and acting: Alderman Hawkins, Alderman Grimes, Alderman Jones, Alderwoman Mehl, Alderwoman Smith, Alderman Ledbetter, and Alderwoman Isby. Also, present and acting: Mayor Bart Castleberry, City Attorney Chuck Clawson and City Clerk Michael Garrett. Alderman Pruitt was not present.

Call to Order: Mayor Bart Castleberry

Roll Call: Michael O. Garrett

Minutes: February 13, 2018

Alderwoman Isby motioned to approve the **February 13, 2018** minutes as submitted. Alderwoman Smith seconded the motion. There was no discussion. The motion passed 7-0.

Approval of Monthly Financial Report ending January 31, 2017:

Tyler Winningham, Chief Financial Officer presented the Monthly Financial Report to the Council. He reported that all major funds are in good-standing and show good balances. Sales tax is up almost 7% and overall revenues are up about \$300,000 compared to the same month last year. He also stated that while revenues are high, expenditures are down, putting the City in a strong position at the beginning of the year. Alderwoman Smith made a motion to approve the monthly financials and Alderwoman Isby seconded it. The motion to approve passed 7-0.

1. Report of Standing Committees:

A. Public Hearing:

1. Public Hearing/Ordinance to discuss the closing of the unbuilt right of way running through property located at 2902 Pheasant Road.

Mayor Castleberry opened the hearing. Henry Zimmerebner of 2990 Pheasant Rd was present to address the Council. He asked for clarification as to the measurement of the right of way. He presented a survey done in 1992 that was in conflict with the located and dimensions of the proposed right of way. Brent Salter was present to speak to the issue. He stated that the right of way is from an old survey from 1978 and he believed it was an old County road that was grandfathered in. Due to the conflicting surveys, Mayor Castleberry suggested the matter be held in committee and further investigated. Alderwoman Smith moved to hold the matter in committee and Alderwoman Isby seconded the motion. The motion passed 7-0.

2. Public Hearing/Ordinance to discuss the closing of a portion of the utility easement on Lot 2 in Lewis Crossing.

O-18-24

Mayor Castleberry opened the hearing. Bobby French was present to represent Lewcon Retail, LLC stating that the owner is seeking to close the easement in order to extend the length of his building. There was no further discussion. Mayor Castleberry declared the public hearing closed and brought the matter back to the Council. Alderwoman Smith made a motion to waive the three readings and Alderwoman Isby seconded. The motion passed 7-0. Alderwoman Isby made a motion to adopt the Ordinance and Alderwoman Smith seconded it. The Clerk called the roll with the following voting "Aye": Alderman Jones, Alderman Grimes, Alderman Ledbetter, Alderwoman Smith, Alderwoman Isby, Alderman Hawkins, and Alderwoman Mehl. The Ordinance passed 7-0.

B. Community Development Committee (Planning, Zoning, Permits, Community Development, Historic District, Streets, Airport & Conway Housing Authority)

MINUTES OF THE CITY COUNCIL, CITY OF CONWAY, ARKANSAS

- 1. Resolution to request the designation of Central Arkansas Transit Authority (Rock Region Metro) as the recipient of the Conway Section 5307 funds for the operation and management of a vanpool program.**

R-18-08

Alderman Hawkins presented Item A1 to the Council. Candy Jones was present to answer questions from the Council. She stated that the Resolution was the starting point for the vanpool program and that it would take about 8 months to get the vanpool up and running. Alderwoman Smith moved to adopt the Resolution and Alderwoman Isby seconded it. There was no further discussion. The Resolution passed 7-0.

- 2. Ordinance to dissolve the Conway water municipal Improvement District No. 11**

O-18-25

Alderman Hawkins presented Item A2 to the Council. Alderwoman Smith moved to waive the three readings and Alderwoman Isby seconded it. The motion passed 7-0. Marcie Garrett was present to address the Council. She stated that the balance of funds would be distributed to the residents and that any funds received in the future would be directed to the City. There was some discussion regarding the monies coming to the City. Chuck Clawson, City Attorney stated that he would look into the matter and that it would be resolved. Alderwoman Smith moved to adopt the Ordinance with the emergency clause and Alderwoman Isby seconded it. The Clerk called the roll with the following voting "Aye": Alderwoman Isby, Alderman Grimes, Alderman Hawkins, Alderman Ledbetter, Alderwoman Mehl, Alderwoman Smith and Alderman Jones. The Ordinance passed 7-0.

- 3. Ordinance appropriating funds to purchase additional radio equipment for the Airport Department**

O-18-26

Alderman Hawkins presented Item A3 to the Council. Josh Zylkes was present to address the Council stating that \$4100 from the Airport's unallocated fund was needed to integrate the Airport's existing VHF radios with the City's new radio system. Alderwoman Smith moved to waive the three readings and Alderwoman Isby seconded it. The motion passed 7-0. There was no further discussion. Alderwoman Isby moved to adopt the Resolution and Alderwoman Smith seconded it. The Clerk called the roll with the following voting "Aye": Alderman Ledbetter, Alderman Hawkins, Alderman Grimes, Alderman Jones, Alderwoman Mehl, Alderwoman Smith and Alderwoman Isby. The Ordinance was passed 7-0.

- 4. Ordinance appropriating grant funds received from FEMA for the replacement of the Gatlin Park pedestrian bridge on Tucker Creek Trail for the Street & Engineering Department.**

O-18-27

Alderman Hawkins presented Item A4 to the Council. Candy Jones addressed the Council stating that these funds are a 75% reimbursement from FEMA to help replace the bridge in Gatlin Park. Alderwoman Smith moved to waive the three readings and Alderwoman Isby seconded it. The motion passed 7-0. There was no further discussion. Alderwoman Isby moved to adopt the Ordinance and Alderwoman Smith seconded it. The Clerk called the roll with the following voting "Aye": Alderwoman Mehl, Alderman Grimes, Alderwoman Isby, Alderman Ledbetter, Alderwoman Smith, Alderman Hawkins and Alderman Jones. The Ordinance passed 7-0.

- 5. Ordinance appropriating donation funds received for the Historic District Commission.**

O-18-28

Alderman Hawkins presented Item A5 to the Council. There was no discussion. Alderwoman Smith made a motion to waive the three readings and Alderwoman Isby seconded it. The motion passed 7-0. There was no further discussion of the matter. Alderwoman Isby made a motion to adopt the Ordinance and Alderwoman Smith seconded it. The Clerk called the roll with the following voting "Aye": Alderman Grimes, Alderman Jones, Alderwoman Isby, Alderman Ledbetter, Alderwoman Mehl, Alderwoman Smith, and Alderman Hawkins. The Ordinance passed 7-0.

MINUTES OF THE CITY COUNCIL, CITY OF CONWAY, ARKANSAS

6. Ordinance accepting the annexation of certain lands comprised of 3.15 acres identified as 6162 & 6231 Marshall River Road.

O-18-29

Alderman Hawkins presented Item A6 to the Council stating that this matter was reviewed by the Planning Commission at their meeting on February 20, 2018 and at that time the Commission voted 8-0 that the request be sent to City Council with the recommendation for approval. Alderwoman Isby made a motion to waive the three readings and Alderwoman Smith seconded it. The motion passed 7-0. Alderman Hawkins made a motion to adopt the Ordinance and Alderwoman Smith seconded it. The Clerk called the roll with the following voting "Aye": Alderwoman Isby, Alderman Ledbetter, Alderman Grimes, Alderman Jones, Alderman Hawkins Alderwoman Smith and Alderwoman Mehl. The Ordinance passed 7-0.

7. Ordinance to rezone property located at 825/827 Faulkner Street from R-2A to O-2.

O-18-30

Alderman Hawkins presented Item A7 to the Council stating that this matter was reviewed by the Planning Commission at their meeting on February 20, 2018 and at that time the Commission voted 8-0 that the request be sent to City Council with the recommendation for approval. Alderwoman Isby made a motion to waive the three readings and Alderwoman Smith seconded it. The motion passed 7-0. Alderwoman Smith made a motion to adopt the Ordinance and Alderwoman Isby seconded it. The Clerk called the roll with the following voting "Aye": Alderwoman Mehl, Alderman Ledbetter, Alderwoman Smith, Alderman Grimes, Alderman Hawkins, Alderman Jones and Alderwoman Isby. The ordinance passed 7-0.

8. Ordinance to rezone property located at 1300 South Donaghey Avenue from A-1 to O-1.

O-18-31

Alderman Hawkins presented Item A8 to the Council stating that this matter was reviewed by the Planning Commission at their meeting on February 20, 2018 and at that time the Commission voted 7-1 that the request be sent to City Council with the recommendation for approval. Alderwoman Isby made a motion to waive the three readings and Alderwoman Smith seconded it. The motion passed 7-0. Elizabeth Blankenship was present to explain to the Council the planned use for the property in question. She stated that the intention was to build independent patio homes for people over 50. She also stated that due to the location and lack of frontage of the property, it was recommended to have the property rezoned. She clarified that a 25' easement to the property had been obtained from the owner of the property in front of the property to be rezoned. There was no further discussion. Alderman Hawkins made a motion to adopt the Ordinance and Alderwoman Smith seconded it. The Clerk called the roll with the following voting "Aye": Alderwoman Mehl, Alderman Grimes, Alderman Hawkins, Alderman Ledbetter, Alderwoman Smith, Alderman Jones and Alderwoman Isby. The Ordinance passed 7-0.

C. Public Service Committee (Sanitation, Parks & Recreation & Physical Plant)

1. Consideration to approve the proposal for a splash pad to be located in Laurel Park for the Parks & Recreation Department.

Mayor Castleberry presented Item B1 to the Council. Jamie Brice, Purchasing Manager, Candy Jones, Grants Administrator and Steve Ibbotson, Parks & Recreation Director were present to address the Council. Ms. Brice reminded Council that a splash pad at Laurel Park had been approved previously. With a budget of \$330,000 for the matching grant, the City received three bids. Ms. Brice asked Council to approve RJR Enterprises as the contractor for the project. Alderwoman Smith made a motion to approve the bid from RJR Enterprises and Alderman Hawkins seconded the motion. The motion to approve passed 7-0.

D. Public Safety Committee (Police, Fire, District Court, Animal Welfare Unit, Communication Emergency Operations Center, Information Technology & City Attorney)

MINUTES OF THE CITY COUNCIL, CITY OF CONWAY, ARKANSAS

1. **Consideration to approve the lease purchase of a server refresh from Hewlett Packard for the Department of Information Systems & Technology.**

Mayor Castleberry presented Item C1 to the Council. Aaron Knight with the Information Systems & Technology Department addressed the Council stating that much time was spent in 2017 assessing the City's technology infrastructure. The goals were to revamp, simplify and secure the City's infrastructure, to improve user experience, and to move from a capital expenditure model to an operational expenditure model. He stated that the server in place at this time is over 5 years old, and that the funds needed, which were budgeted, are \$375,000 through a 5 year annual lease purchase, to refresh the system in order to meet the needs and demands of the City. Alderwoman Smith moved to approve the lease purchase and Alderwoman Isby seconded it. The motion to approve passed 7-0.

2. **Ordinance appropriating reimbursement funds from various entities for the Conway Police Department.**

O-18-32

Mayor Castleberry presented Item C2 to the Council. Chief Jody Spradlin was present to address the Council. He stated that this was a general accounting Ordinance to appropriate funds already in place for extra duty services and taskforce. Alderwoman Smith moved to waive the three readings and Alderwoman Isby seconded. The motion passed 7-0. Alderwoman Isby made a motion to adopt the Ordinance and Alderwoman Smith seconded it. The Clerk called the roll with the following voting "Aye": Alderwoman Mehl, Alderwoman Smith, Alderman Grimes, Alderman Hawkins, Alderman Ledbetter, Alderwoman Isby, and Alderman Jones. The Ordinance passed 7-0.

3. **Ordinance appropriating grant funds received from the Arkansas Department of Emergency Management for the Conway Police Department SWAT Team.**

O-18-33

Mayor Castleberry presented Item C3 to the Council. Chief Jody Spradlin addressed the Council stating that this is the 2016 FEMA Grant for the SWAT Team. Alderwoman Smith made a motion to waive the three readings and Alderwoman Isby seconded it. The motion passed 7-0. Alderwoman Isby made a motion to adopt the Ordinance and Alderwoman Smith seconded it. The Clerk called the roll with the following voting "Aye": Alderman Hawkins, Alderwoman Mehl, Alderman Jones, Alderman Grimes, Alderwoman Isby, Alderman Ledbetter, and Alderwoman Smith. The Ordinance passed 7-0.

There was no further discussion. The meeting was adjourned.

Adjournment-----

PASSED this 27th day of February, 2018

APPROVED:

Mayor Bart Castleberry

City Clerk Michael O. Garrett